

**Minutes of Special and Regular Meeting of March 10, 2015**  
**One Twin Pines Lane**

**Special Meeting, Emergency Operations Center**  
**CALL TO ORDER 6:30 p.m.**

**ROLL CALL**

Council Present: Wright, Lieberman, Reed, Braunstein

Council Absent: Stone

**STUDY SESSION**

**Review of the Draft Municipal Regional Stormwater (NPDES) Permit and Discussion of a Potential Countywide Water Management Agency**

Public Works Director provided an update on the municipal regional permit (MRP) elements, as well as the next levels of implementation goals and timeline. He outlined key issues for the MRP permit, including trash load, mercury and PCB load reductions, and green infrastructure planning. He noted that staff will reconvene discussions regarding Countywide funding initiatives and Countywide water management agency.

**Perry Kennan**, Belmont resident, commented regarding Belmont's source of funding for participation in this program.

**ADJOURNMENT** at this time, being 7:00 p.m.

Terri Cook  
City Clerk

**REGULAR MEETING**  
**Council Chambers**

**ROLL CALL**

Council Present: Wright, Lieberman, Reed, Stone (arr. 8:05 p.m.), Braunstein

Council Absent: None

**PLEDGE OF ALLEGIANCE**

Led by John Woodell, American Red Cross

**SPECIAL PRESENTATIONS**

**Proclamation Declaring Red Cross Month**

Mayor Braunstein presented the proclamation.

**PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA**

**Kathleen Beasley**, Belmont Library Manager, provided an update on upcoming events and activities.

**Birgit Merian**, Belmont resident, commented regarding proposed zone text amendments and their

effect on parking regulations. She also commented regarding the dismissal of Karin Hold from the Planning Commission.

**Perry Kennan**, Belmont resident, commented regarding comments made by a councilmember at a previous meeting. He pointed out that he has not received information regarding which councilmembers are receiving monthly benefits.

**Mary Morrissey Parden**, Belmont Chamber of Commerce, commented regarding the Chamber's breakfast speaker series and the upcoming State of the City address.

### **COUNCILMEMBER ANNOUNCEMENTS**

Councilmember Reed announced the upcoming health and wellness fair sponsored by the San Mateo Daily Journal. He pointed out that the Senior Advisory Committee is looking for a new member.

In response to Mr. Kennan, Councilmember Lieberman noted that he is participating in the City's health benefits/deferred compensation program. He also commented regarding a trash issue that was raised at the recent Chamber of Commerce breakfast series.

Mayor Braunstein noted that he is also participating in the health and deferred compensation program. He announced an upcoming Alameda de las Pulgas traffic configuration meeting.

Mayor Braunstein announced that tonight's meeting would be adjourned in memory of Jorge DelGadillo, a Belmont resident, pharmacist at Safeway, an avid cyclist, and who was active in school and sports activities in the community, who -died unexpectedly.

### **COMMENTS ON CONSENT CALENDAR**

Mayor Braunstein and Councilmembers commented regarding the commission application and interview process. They noted the number of highly qualified applicants, especially the youth applicants.

### **ITEMS APPROVED ON CONSENT CALENDAR**

Approval of Minutes of Special and Regular City Council Meetings of January 27, and February 10, 2015, Special Meeting of the City Council as Successor Agency of January 27, 2015

Resolution 2015-024 authorizing the City Manager to enter an Agreement for design, engineering and construction specifications of a restroom at Alexander Park in an amount not to exceed Eighteen-thousand dollars (\$18,000)

Resolution 2015-025 authorizing the purchase of unleaded gasoline and diesel fuel from Valley Oil Company for an amount not to exceed \$20,000

Resolution 2015-026 approving plans and specifications, authorizing advertisement for sealed bids, authorizing the City Manager to execute a contract with the lowest responsible bidder for an amount not to exceed \$1,502,033 and approving a ten percent construction contingency for the Belmont Pavement Reconstruction Project, City Contract Number 2015-529

Resolution 2015-027 authorizing a task order with Ghirardelli Associates for construction

engineering and inspection services in an amount of \$179,913 and a 10% contingency for the Belmont Pavement Reconstruction Project, City Contract Number 2015-529

Resolution 2015-028 authorizing additional funding not to exceed \$85,650 for construction change orders for the Ralston Avenue Sewer Main Replacement Project, City Contract Number 2014-526

Resolution 2015-029 authorizing a Service Agreement with Causey Consultants for an amount not to exceed \$19,690 and a 10% contingency for the update of the Sewer System Management Plan

Resolution 2015-030 for payment to Service Master Clean for storm damage restoration in the Public Safety offices of City Hall in amount not to exceed \$5,735.15

Resolution 2015-031 authorizing the City Manager to execute a 90-day extension of the Exclusive Negotiating Agreement with Belmont Firehouse Square, LLC as the master developer for the Firehouse Square project

Resolution 2015-032 appointing citizens to the Planning Commission and the Parks and Recreation Commission

Resolution 2015-033 approving an agreement with NexLevel Information Technology, Inc. to develop an Information Technology Master Plan in an amount not to exceed \$41,100

**ACTION:** On a motion by Councilmember Reed, seconded by Councilmember Wright, the Consent Agenda was unanimously approved (4-0, Stone absent).

## **OTHER BUSINESS**

### **Discussion and Direction Regarding Potential Changes to the Campaign Finance Ordinance (continued from February 24, 2015)**

City Clerk Cook stated that this matter was continued to research information on other local ordinances in San Mateo County. She briefly outlined the restrictions in those ordinances.

City Attorney Rennie noted that the purpose of a campaign ordinance is to prevent corruption. He clarified that the purpose statement in the current ordinance is not consistent with more recent rulings of the Supreme Court. He noted that it is legally permissible for local governments to ban corporate contributions. He suggested that the current \$250 is too low, and recommended raising it or adjusting it for inflation. He further clarified that the Supreme Court has invalidated efforts to restrict loans to one's own campaign as this does not prevent corruption.

Council concurred to remove the third pre-election campaign filing due on the Friday just prior to Election Day as provided for in the current ordinance.

**Birgit Merian**, Belmont resident, expressed support for an escalator clause and expressed concern regarding allowing corporate contributions. She recommended having them be the same amount if allowed.

**Mary Morrissey Parden**, Belmont Chamber of Commerce, clarified the Chamber's policy regarding endorsements and contributions. She expressed support for businesses being allowed to contribute. She pointed out that PACs and organizations can support candidates but cannot

contribute, and commented that the current \$250 cap is too low.

**Tran**, Belmont resident, recommended maintaining the current contribution limit and adding an escalator clause. She pointed out that PAC money made no difference in the recent election. She expressed continuing the prohibition on business contributions.

(At this time, being 8:05 p.m., Councilmember Stone arrived on the dais.)

Council discussion ensued regarding rescinding the current ordinance. The majority of the Council concurred not to rescind at this time. Council unanimously concurred to eliminate the additional campaign statement filing as outlined in the current ordinance.

Discussion ensued regarding contribution limits, publicly-funded campaigns, contributions from appointed commissioners, what factor to use for an escalator clause, and whether or not to change the \$100 threshold for itemizing contributions.

The majority of Council concurred to raise the individual contribution limit to \$500, to allow businesses and organizations to contribute up to \$1,000, and to maintain the \$100 threshold for itemizing contributions. Council also concurred to set the escalator clause as a percentage.

Staff indicated that a revised ordinance would be brought back to the City Council for introduction at a future meeting.

#### **COMMISSION, COMMITTEE, AND COUNCIL INTERGOVERNMENTAL ASSIGNMENT UPDATES, AND STAFF ITEMS**

##### **Verbal report from Councilmembers on Intergovernmental (IGR) and Subcommittee Assignments**

Councilmembers provided updates on their intergovernmental assignments.

##### **Verbal report from City Manager**

City Manager Scoles announced the upcoming joint meeting with the Planning Commission on March 24.

#### **MATTERS OF COUNCIL INTEREST/CLARIFICATION**

##### **Update on Carlmont High School Internship Program (Stone)**

Councilmember Stone provided an update on upcoming Carlmont High School Internship program for summer.

**Alan Yan**, Belmont resident, thanked the city for its support of this program. He noted that students should be more engaged, especially at the local level.

**ADJOURNMENT at this time, being 9:30 p.m.**, in memory of Jorge DelGadillo, a Belmont resident, pharmacist at Safeway, an avid cyclist, and who was active in school and sports activities in the community, who died unexpectedly.

Terri Cook  
City Clerk